

X9003 - PRODUCT OPTIONS AND SUBSTITUTIONS

PART 1 - GENERAL:

1.1 CONTRACTOR'S OPTIONS

- A. For products specified only by reference standards, Contractor shall select any product meeting standards, by any manufacturer.
- B. For products specified by naming several products or manufacturers, Contractor shall select any product and manufacturer named.
- C. For products specified by naming one or more products, but indicating the option of selecting equivalent products by stating "or approved" after specified products, Contractor must submit request as required and stated below for substitution, of any product not specifically named. Additional information shall be submitted as required by Technical Specifications.
- D. For products specified by naming only one product and manufacturer, there is no option, and no substitution will be allowed.

1.2 SUBSTITUTION APPROVAL PRIOR TO BIDDING

- A. ***** ANY REQUESTS FOR SUBSTITUTIONS ARE TO BE SUBMITTED TO MEAD & HUNT, ATTN: SCOTT HAGER, FAX #608-273-6391 NO LATER THAN THE CLOSE OF BUSINESS ON 12/15/04 - REQUESTS AFTER THAT TIME/DATE WILL BE REJECTED**
- B. Submit copies of requests to Engineer.
- C. Prepare separate requests for each product. Combined requests will be rejected.
- D. In making Substitution Request, Bidder/Contractor represents:
 - (1) They have personally investigated proposed product or method, and determined that it is equal or superior in all respects to that specified.
 - (2) They will provide the same guarantee for substitution as for product or method specified.
 - (3) They will coordinate installation of accepted substitution into Work, making such changes as may be required for Work to be completed in all respects.
 - (4) They waive all claims for additional costs related to substitutions which consequently become apparent.
- E. All accepted substitutions will be confirmed by inclusion in addenda. Items not appearing in such addenda shall be deemed REJECTED.

1.3 SUBSTITUTION APPROVAL DURING CONSTRUCTION

- A. After date of Contract, the Owner may, at their option, consider formal requests from Contractor for substitution of products in place of these specified when submitted in accordance with the requirements of this section. One or more of the following conditions must also be documented:
 - 1. The substitution must be required for compliance with final interpretation of code requirements or insurance regulations.
 - 2. The substitution must be due to the unavailability of the specified products, through no fault of the Contractor.

3. The substitution may be requested when subsequent information discloses the inability of the specified products to perform properly or fit in the designated space.
4. The substitution may be due to the manufacturer's or fabricator's refusal to certify or guarantee performance of the specified product as required.
5. The substitution may be requested when it is clearly seen, in the judgment of the Engineer that a substitution would be substantially to the Owner's best interests in terms of cost, time or other considerations.

Prepare one request for each substitution item proposed for consideration.

PART 2 - PRODUCTS

Not Used

PART 3 - EXECUTION

Not Used

SUBSTITUTION REQUEST FORM

TO:

PROJECT NAME AND NO.:

SPECIFIED ITEM:

Section No. _____ Page No. _____ Paragraph _____

Description

The Undersigned requests consideration of the following:

PROPOSED SUBSTITUTION:

(manufacturer, model, description, etc.)

Attached data includes product descriptions, specifications, drawings, photographs, performance and test data adequate for evaluation of the request; applicable portions of the data are clearly identified.

Attached data also includes description of changes to the Contract Documents that the proposed substitution will require for its proper installation.

The Undersigned states that the following paragraphs are true, except where noted otherwise:

1. The proposed substitution does not affect dimensions shown on the Drawings.
2. The Undersigned will pay for changes to the building design, including engineering design, detailing, and construction costs caused by the requested substitution.
3. The proposed substitution will have no adverse affect on other trades, the construction schedule, or specified warranty requirements.
4. Maintenance and service parts will be locally available for the proposed substitution.

The undersigned further states that the function, appearance and quality of the proposed substitution are equivalent or superior to the specified Item.

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|--------------|
| Submitted by |
| Signature |
| Firm |
| Address |

| | |
|---------------------------------------|---|
| For use by Architect/Engineer: | |
| <input type="checkbox"/> Approved | <input type="checkbox"/> Approved as noted |
| <input type="checkbox"/> Not Approved | <input checked="" type="checkbox"/> Received too late |
| By _____ | |
| Date _____ | |
| Remarks _____ | |

| | |
|---------------------------------------|---|
| For use by City of Eugene: | |
| <input type="checkbox"/> Approved | <input type="checkbox"/> Approved as noted |
| <input type="checkbox"/> Not Approved | <input checked="" type="checkbox"/> Received too late |
| By _____ | |
| Date _____ | |
| Remarks _____ | |